

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application of

Hisao SAITO, et al.

Serial No.: 10/564,550

Group Art Unit: 3654

Filed: January 13, 2006

Examiner: Not Yet Assigned

For: TAPE WINDING DEVICE FOR WIRE MATERIAL, AND SYSTEM
OF MANUFACTURING TAPE-WOUND INSULATION CORE

Honorable Commissioner of Patents
Alexandria, Virginia 22313-1450

PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT,
OR, IN THE ALTERNATIVE,
PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED APPLICATION
UNDER 37 C.F.R. §1.137(b)

Sir:

In response to the Notification of Abandonment dated January 8, 2007 (received on January 25, 2007), in the above-identified application, and in accordance with Delgar, Inc., v. Schuyler (172 USPQ 513) (DDC 1971) and 37 C.F.R. §1.137(b), Applicant respectfully petition for withdrawal of the holding of abandonment.

The above-identified application became abandoned because the Submission of Declaration, dated March 8, 2006, and the Paper, dated June 13, 2006 (attached hereto as "Exhibit 1" and "Exhibit 2", respectively), were filed with the incorrect U.S. Patent and Trademark Office application serial number. Instead of Serial Number 10/564,550, Serial

Number 11/564,550 was noted on the cover sheet. All other information was correctly noted.

Also, all information on the submitted executed Declaration was correct.

The entire delay in filing the required reply to the Notice of Missing Requirements Under 35 U.S.C. §371 in the United States Designated/Elected Office (DO/EO/US), dated May 22, 2006, from the due date for the reply until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional.

Further, it is noted that the Submission of Declaration with attached Declaration (Exhibit 1) included the correct name of inventor, invention title, application filing date, and docket number.

Further, the Declaration also contains the correct PCT Application Serial number (PCT/JP2004/010430) with noted foreign priority application number (2003-198612).

Further, a copy of the "Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US)" bearing the correct serial number was attached to the filed Paper.

Further, it is noted that the submission (filing) date for this application is January 13, 2006, and most applications filed after December 1, 2004 (Serial No. 10/999,999 was filed on December 1, 2004), are given a serial number in the "11" series, not the "10" series.

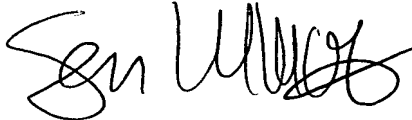
Further, it is believed that since this error could have been prevented by a simple review of the filed documents by the U.S. Patent and Trademark Office, no fee is believed necessary. In sum, Applicant petitions for withdrawal of the holding of abandonment or, in the alternative,

Serial No.: 10/564,550
Docket No.: PHIF-04054US
HIR.149

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petitions to revive an unintentionally abandoned application. Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,



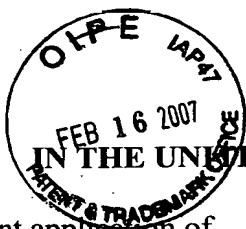
Sean M. McGinn, Esq.
Registration No. 34,386

Date: _____

2/16/07

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Customer No. 21254



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In re patent application of

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Honorable Commissioner of Patents
Alexandria, Virginia 22313-1450

SUBMISSION OF DECLARATION

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) (copy attached), dated May 22, 2006, submitted herewith is the signed declaration for the above-identified patent application. Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,

 46,060
C Sean M. McGinn, Esq.
Registration No. 34,386

Date: 2/16/07

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HIR.194 Shmihar

Attorney's Post Card Filing Receipt

Serial Number: 11/564,550

Papers Filed On: 3/8/06

Attorney's Docket Number: PHF-040540

☒ Patent

☐ Trademark

Applicant's Name: Saito et al.

Application Filing Date: 1/13/06

Papers Filed Herewith:

☐ Amendment

☐ Request for Extension of Time

☐ CPA Request

☐ Notice of Appeal

☐ Appeal Brief (in triplicate)

☐ Reply Brief

☐ IDS

☐ 1449 Form w/ ___ Documents

☐ Priority Document(s)

☐ Assignment

☐ Recordation Cover Sheet

☐ Formal Drawings

☐ Drawing Corrections

☐ Issue Fee Transmittal

☐ Missing Parts

☒ Other Submission of Declaration

Fees Filed Herewith: \$ _____ ☐ Check ☐ Charge Deposit Account: _____

Hand Delivered

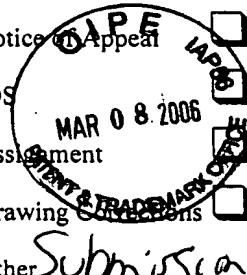


EXHIBIT 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Hisao SAITO et al.

Serial No.: 11/564,550

Filing Date: January 13, 2006



Group Art Unit: Not yet assigned

Examiner: Unknown

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MANUFACTURING TAPE-WOUND INSULATION CORE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF DECLARATION

Sir:

Submitted herewith is the signed declaration for the above-identified patent application.
Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's
Deposit Account No. 50-0481.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sean M. McGinn".

Sean M. McGinn
Registration No. 34,386

Date:

3/8/06

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